

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Akira Aikawa et al.

Group Art Unit: 3681

Application No.: 10/628,449

Filing Date:

July 29, 2003

Examiner: RICHARD M LORENCE

Confirmation No.: 4851

Title: CONTROL APPARATUS FOR CONTROLLING A SHIFT OPERATION IN AN AUTOMATIC

TRANSMISSION AND A METHOD OF DESIGNING THE SAME

SUBMISSION OF TERMINAL DISCLAIMER

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450	
Sir:	
Attached please find an executed Terminal Disc	claimer in connection with the application identified above.
The requisite fee is \$\preceq\$\$ \$65.00 (2814) \preceq\$\$ \$130.00 (1814) .
☐ Charge to Deposit Account I ☐ A check in the amount of is one of the count of is one of	enclosed for the fee due.
	Respectfully submitted,
	BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404 Alexandria, Virginia 22313-1404 (703) 836-6620	By Matthew L. Schneider Registration No. 32,814

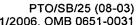
Date: June 29, 2005

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMME		
TERMINAL DISCLAIME	R TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT	Docket Number (Optional) 000409-050
In re Patent Application of:	Akira Aikawa et al.	
Application No.:	10/628,449	
Filed: 2 9 2005 W	July 29, 2003	
For:	CONTROL APPARATUS FOR CONTROLLING A SHIFT OP AUTOMATIC TRANSMISSION AND A METHOD OF DESIG	
as provided below, the termi extend beyond the expirati shortened by any terminal of granted on the instant applic	bushiki Kaisha, of 100 percent interest in the instant applicational part of the statutory term of any patent granted on the instant on date of the full statutory term defined in 35 U.S.C. §§ disclaimer, of prior Patent No. 6,480,777. The owner hereby cation shall be enforceable only for and during such period that element runs with any patent granted on the instant applications.	ant application, which would 154 and 173 as presently agrees that any patent so at it and the prior patent are
application that would extend the prior patent, as presently a maintenance fee, is held u in whole or terminally discla	mer, the owner does not disclaim the terminal part of any part to the expiration date of the full statutory term as defined in 3 shortened by any terminal disclaimer, in the event that it late nenforceable, is found invalid by a court of competent jurisdict imed under 37 C.F.R. § 1.321, has all claims canceled by a er terminated prior to the expiration of its full statutory term as	5 U.S.C. §§ 154 and 173 of er: Expires for failure to pay tion, is statutorily disclaimed reexamination certificate, is
Check either box 1 or 2 below	w, if appropriate.	
	n behalf of an organization (e.g., corporation, partnership, univned is empowered to act on behalf of the organization.	ersity, government agency,
information and belief are be willful false statements and	tements made herein of my own knowledge are true and the elieved to be true; and further that these statements were ma the like so made are punishable by fine or imprisonment, or to Code and that such willful statements may jeopardize the valid	nde with the knowledge that both, under Section 1001 of
2.	s an attorney or agent of record.	
0/2005 SDENBOB1 00000112 024800 C:1814 130.00 DA	Matthew L. Schneider Typed or printed name (703) 836-6620 Telephone Number	June 29, 2005 Dațe

☐ Terminal disclaimer fee under 37 C.F.R. § 1.20(d) is included.

06/

*Statement under 37 C.F.R. § 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this statement. See MPEP § 324.



Approved for use through 07/31/2006, OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

TERMINAL DISCLAIMER TO OFVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT

Docket Number (Optional) 000409-050

> June 29, 2005 Date

In re Patent Application of:

Akira Aikawa et al.

Application No.:

10/628,449

Filed:

July 29, 2003

For:

CONTROL APPARATUS FOR CONTROLLING A SHIFT OPERATION IN AN AUTOMATIC TRANSMISSION AND A METHOD OF DESIGNING THE SAME

The owner*, Aisin Seiki Kabushiki Kaisha, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 and 173 as presently shortened by any terminal disclaimer, of prior Patent No. 6,480,777. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: Expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1.	For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency,
	etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issued thereon.

The undersigned is an attorney or agent of record.

Signature

Matthew L. Schneider

Typed or printed name

(703) 836-6620

Telephone Number

Terminal disclaimer fee under 37 C.F.R. § 1.20(d) is included.

*Statement under 37 C.F.R. § 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this statement. See MPEP § 324.